



## U.S. Department of Justice

United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

February 22, 2024

BY ECF

Honorable Colleen McMahon  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street  
New York, New York 10007

Re: *United States v. Rafat Amirov, et al.*,  
S5 22 Cr. 438 (CM)

Dear Judge McMahon:

On February 21, 2024, Poland Omarov, the defendant, arrived in this District on extradition from the Czech Republic. The Court referred the defendant's presentment and arraignment to the duty Magistrate Judge, and Omarov appeared before the Honorable Sarah L. Cave. The Court has scheduled an initial appearance for the defendant on March 12, 2024, at 12:00 p.m. Accordingly, the Government requests the exclusion of time under the Speedy Trial Act from the date of this letter through March 12, 2024.<sup>1</sup> The ends of justice served by exclusion outweigh the best interests of the public and the defendant in a speedy trial because it will permit time for the production and review of discovery and discussions about the case between the Government and defense counsel. See 18 U.S.C. § 3161(h)(7). Counsel for the defendant does not object to this request.

Respectfully submitted,

DAMIAN WILLIAMS  
United States Attorney

By:

/s/

Jacob H. Gutwillig / Matthew J.C. Hellman /  
Michael D. Lockard  
Assistant United States Attorneys  
(212) 637- 2215 / 2278 / 2193

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cc: Counsel of record (by ECF)

<sup>1</sup> At a pretrial conference on January 24, 2024, with co-defendant Rafat Amirov, the Court ordered excluded time until April 9, 2024. The exclusion of time as to one defendant ordinarily excludes time as to all co-defendants. See *United State v. Vazquez*, 918 F.2d 329, 337 (2d Cir. 1990). In an abundance of caution, the Government respectfully requests the Court order the exclusion of time as to Omarov as well.

MEMO ENDORSED

2/23/24

Matter is scheduled for  
March 12, 2024 — time  
is excluded through  
March 12, in the interest  
of justice, to facilitate  
the review of discovery and  
discussions  
between  
the parties